

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 7668

Petition of Jeffersonville Cable TV Corporation to renew)
its Certificate of Public Good for a cable television)
system located in the Town of Cambridge, Vermont, for)
a period of eleven years)

CERTIFICATE OF PUBLIC GOOD ISSUED
PURSUANT TO 30 V.S.A. §§ 231 AND 503

IT IS HEREBY CERTIFIED that the Public Service Board ("Board") of the State of Vermont on this date finds and adjudges that the issuance of a Certificate of Public Good to serve the Town of Cambridge, Vermont and the operation of said system by Jeffersonville Cable TV Corporation ("Jeffersonville") will promote the general good of the State of Vermont. This Certificate is subject to the following conditions:

1. Jeffersonville shall at all times provide a reasonable quality of service, having regard to available technology, subscriber interests, and costs.
2. Jeffersonville shall at all times offer a reasonably broad range of programming, having regard to the availability of such programming, the interests of subscribers, the revenues and potential revenues of the system, and costs.
3. Jeffersonville shall provide reasonable public, educational, and governmental access in accordance with the standards for public, education and governmental access set forth in § 8.4000 of the Vermont Public Service Board Cable Television Rule 8.000, *et seq.*, as may be amended from time to time. Jeffersonville is required to maintain an Access Management Plan for reasonable public access to the network serving its service area, in light of current technology and the economics of the system ("Plan"). Jeffersonville shall submit the Plan to the Board and the Vermont Department of Public Service ("Department") within 120 days of the issuance of this Certificate. The Plan shall take effect 30 days thereafter unless an investigation is requested by the Board or the Department. At a minimum, the Plan shall address each of the following criteria:

- a. channels to be allocated to public, educational, and governmental programming and any system capacity or facilities that the operator will dedicate in a form other than a channel to support the distribution of PEG content to cable subscribers;
- b. facilities and equipment for production and cablecast;
- c. personnel to train producers, service and maintain equipment, and schedule and cablecast programming;
- d. initiatives to inform residents of the service territories that public access facilities, equipment and training are available;
- e. annual operating budget;
- f. operating procedures, rules and protocols;
- g. implementation schedule;
- h. initiatives to encourage the creation of Public, Educational and Governmental Access Management Organizations in each municipality within the franchised area; and
- i. criteria by which the above aspects of public access operations will be changed in the future.

4. In those service areas where an access management organization (AMO) (as defined under Board Rule 8.100(B)) exists, Jeffersonville and the AMO shall agree on an appropriate plan for that service area.

5. Jeffersonville shall make reasonable efforts to encourage the creation of an AMO within its service territory. Such reasonable efforts shall include community outreach by Jeffersonville staff or persons designated by Jeffersonville for this purpose to inform the community about the opportunity for public access, information on how to form an AMO, and technical assistance. Designation of an AMO in a portion of Jeffersonville's service territory does not relieve Jeffersonville of this obligation for the remainder of its service territory.

6. Jeffersonville shall provide line extensions pursuant to the terms of Board Rule 8.313, as amended from time to time.

7. If Jeffersonville does business in the State of Vermont under any other than the name in use on the date of the Order in this docket, it shall file a notice of the new name with the Clerk of the Board and Department thirty (30) days prior to so doing.

8. Jeffersonville shall annually cause to be mailed to each of its subscribers a notice, approved by the Board, which:

- a. states that the Board and the Department desire to hear the views of subscribers regarding the quality of services provided by the Company and as to the reasonableness of the terms upon which such services are provided; and
- b. informs subscribers how they may communicate their views to the Board, the Department, and to Jeffersonville.

On or before January 30 of each year, Jeffersonville shall certify to the Board, under oath, that it has distributed the notice during the previous year.

9. At the time of filing its annual report pursuant to 30 V.S.A. § 22, Jeffersonville shall also file with the Board and the Department the following:

- a. Jeffersonville's Plan and a description of its access facilities and services and the use thereof during the preceding calendar year or annual period;
- b. a copy of all written consumer complaints and notations regarding oral and telephonic complaints received during the preceding calendar year or annual period;
- c. a map sufficiently outlining the service territory and describing its existing plant and any extensions and replacements planned for commencement or completion within one calendar year for the close of the preceding calendar year or annual period;
- d. a listing of services, the rate charged for each such service as of the date of the filing of the report, a statement of any changes in any such rates from the preceding calendar year or period, and a statement of the revenue derived from each service during such calendar year or annual period;
- e. a statement of significant changes to be implemented during the current calendar year or annual period in Jeffersonville's business structure, operating procedures and services to be offered;
- f. a balance sheet, an income statement, a statement of changes in financial condition and a statement of assets used and useful for the provision of service in Vermont, all as of the close of the preceding calendar year.

10. This Certificate shall expire eleven years from the date of issuance of this Certificate.

11. This Certificate and Jeffersonville's rates, terms, and conditions shall be subject to any rules lawfully adopted or to be adopted by the Board, in particular Rules 3.200, 3.400, and 8.000, and this Certificate hereby incorporates these rules by reference. This Certificate shall be subject to revocation upon good cause, including a substantial or continuous failure to abide by its material terms.

12. This Certificate may not be transferred without the consent of the Board.

13. Jeffersonville shall comply with all applicable Vermont statutes, Board Rules, and regulations of the Federal Communications Commission.

14. Jeffersonville shall, within 120 days of the date of this Certificate, prepare a schedule of all schools within its franchised areas that are connected to its cable system and file it with the Board and the Department. Additionally, within 120 days of the date of this Certificate, Jeffersonville shall prepare a schedule for connection of any school within in its franchised area not connected to the cable system that wishes to be connected. Any exceptions shall be noted and fully explained. The schedule shall be accompanied with a description of the type of connection and service Jeffersonville provides or will provide each school.

15. Jeffersonville shall file, within 30 days of the date of this Certificate, its proposal for a subscriber appeal notice, with the Department for comments and with the Board for approval. Jeffersonville shall, within 60 days of receiving such approval, and thenceforth annually, notify all subscribers of the appeal procedure for complaints against any PEG AMO or Jeffersonville itself.

16. All complaint notification and "crawlers" shall include information regarding what facilities and training are available to PEG users and producers.

Dated at Montpelier, Vermont, this 11th day of February, 2011.

<u>s/ James Volz</u>)	
)	PUBLIC SERVICE
)	
<u>s/ David C. Coen</u>)	BOARD
)	
)	OF VERMONT
<u>s/ John D. Burke</u>)	

OFFICE OF THE CLERK

FILED: February 11, 2011

ATTEST: s/ Judith C. Whitney
Deputy Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)